

R277. Education, Administration.

R277-527. International Guest Teachers.

R277-527-[4]2. Definitions.

~~[A. "Board" means the Utah State Board of Education.]~~

~~[B.](1)~~ "International guest teacher (guest teacher)" means a foreign educator who has earned a public teaching credential or license in a foreign country and who is currently legally residing in the United States and the state of Utah with the specific purpose to teach in Utah public schools.

(a) For this definition to apply, the international guest teacher shall be a resident of a foreign country that has a Memorandum of Understanding with the Board.

~~[C.](2)~~ "LEA" ~~[means a local education agency, including local school boards/public school districts, charter schools, and]~~includes, for purposes of this rule, the Utah Schools for the Deaf and the Blind.

~~[D. "USOE " means the Utah State Office of Education.]~~

R277-527-[2]1. Authority and Purpose.

~~[A.](1)~~ This rule is authorized by:

(a) Utah Constitution Article X, Section 3, which vests general control and supervision of public education in the Board~~;~~;

(b) Section ~~[53A-4-401]~~53E-3-401~~([3]4)~~ which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state

~~law;]permits the Board to adopt rules in accordance with its responsibilities,] and~~

(c) Section 53A-1-402(1)(a) which directs the Board to establish rules and minimum standards for the qualification and licensing of educators and ancillary personnel who provide direct student services.

[B.](2) The purpose of this rule is to establish procedures for qualified international guest teachers who meet the definition of Section R277-527-1[B] to be effectively hired and placed by a Utah LEA[s] with assistance and direction from the ~~[USOE]~~Superintendent to encourage cultural exchange and foreign language development among Utah public school students.

R277-527-3. ~~[Utah State] Board [of Education/USOE] Responsibilities.~~

[A.](1) The Board shall develop and ~~[State]the~~ Superintendent shall sign a Memorandum of Understanding between the Board and the appropriate government agency of the country of origin of guest teachers, as identified by the Board.

[B.](2) The ~~[USOE]~~Superintendent shall work with guest teachers and their resident countries and the United States Department of State, if necessary, to secure appropriate visas or travel and work documents for guest teachers to legally teach in the public schools in Utah.

[C.](3) The ~~[USOE]~~Superintendent shall verify that guest teachers have appropriate licenses or credentials from the guest teachers' resident countries that satisfy the requirements of Utah law and any applicable federal requirements.

43 ~~[D.](4)~~ The ~~[USOE]~~Superintendent shall work with interested LEAs to make
44 schools aware of guest teachers with specific credentials and language skills and to inform
45 guest teachers about openings in specific grade levels and curriculum areas in various
46 geographic locations in Utah.

47 ~~[E.](5)~~ The ~~[USOE]~~Superintendent shall require and review a guest teacher's
48 criminal background checks required under Section ~~[53A-3-410]~~53G-11-403 and a criminal
49 background clearance from the guest teacher's resident country or both prior to authorizing
50 the guest teacher to work in Utah.

51 ~~[F.](6)~~ The Board may determine that it will seek guest teachers only from foreign
52 countries that provide transportation or per diem expenses or both for ~~[USOE]~~the
53 Superintendent representatives to screen and interview potential guest teachers.

54 ~~[G.](7)~~ Following review and approval of a guest teacher's credentials and
55 background, a guest teacher may receive an International Guest Teacher license
56 equivalent to a Level 1 license.

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58 **R277-527-4. International Guest Teacher Requirements.**

59 ~~[A.](1)~~ A Guest teacher[s] shall have a United States issued social security number
60 prior to an LEA processing any payment to the guest teacher.

61 ~~[B.](2)~~ A Guest teacher[s] shall cooperate with the ~~[USOE]~~Superintendent in
62 required submission of information including criminal background check information, copies
63 of credentials, copies of transcripts in the language and format designated by the

64 ~~[USOE]~~Superintendent.

65 ~~[C-]~~(3) A Guest teacher[s] shall assume all responsibility for living and
66 transportation expenses while participating in the International Guest Teachers Program.

67 ~~[D-]~~(4) A Guest teacher[s] shall be responsible for compliance with all state of
68 Utah/Board and employing LEA professional and ethical public school educator
69 requirements.

70 ~~[E-]~~(5) A Guest teacher[s] who violates district employment or state or district
71 professional practices may have their employment contract terminated consistent with at
72 will employment provisions.

73 (6) ~~[f]~~The conduct of individual guest teachers may influence continued
74 participation in ~~the~~an International Guest Teacher Program between the Board and a
75 guest teacher's resident country.

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77 **R277-527-5. Other Provisions.**

78 ~~[A-]~~(1) The opportunity for a teacher[s] from outside the United States to be
79 licensed to teach in Utah schools with assistance provided by the ~~[USOE]~~Superintendent
80 under this rule shall be available only to individuals from countries with which the Board
81 has signed a Memorandum of Understanding.

82 ~~[B-]~~(2) A business or third party may not facilitate a Memorandum of
83 Understanding between a foreign country and the Board, but may facilitate the hiring
84 process at the request of the LEA.

85 ~~[C.]~~(3)(a) An ~~[I]~~internationally credentialed educator[s] may seek appropriate
86 licensing to teach in Utah schools.

87 (b) An ~~[These]~~ educator[s] from a country~~[ies]~~ that do not have Memoranda of
88 Understanding with the Board shall be licensed under Rule R277-502.

89 ~~[D.]~~(4) It is the responsibility of ~~[the]~~a prospective guest teacher or the guest
90 teacher's home country to ensure that the guest teacher has the appropriate visa or
91 authorization or both to live and teach in the United States for the agreed upon time period
92 and teaching assignment.

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94 **KEY: international guest teachers**

95 **Date of Enactment or Last Substantive Amendment: February 7, 2014**

96 **Notice of Continuation: December 16, 2013**

97 **Authorizing, and Implemented or Interpreted Law: Art X Sec 3;**

98 ~~[53A-1-401]~~53E-3-401(3); ~~[53A-1-402]~~53E-3-501(1)(a)
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